

IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

GABRIELA NIEVES,	)	
	)	
Plaintiff,	)	
	)	
-v-	)	CAUSE NO.
	)	1:20-cv-00320-JMS-DML
CARMEL CLAY SCHOOLS and RED	)	
ROOF INN,	)	
	)	
Defendants.	)	

The telephonic deposition upon oral examination of JOHN GOELZ, a witness produced and sworn before me, Russell J. Scheiner, RPR, CSR, and Notary Public in and for the County of Marion, State of Indiana, taken on behalf of the Defendant Carmel Clay Schools at the FCI Allenwood Low, Federal Correctional Institution, White Deer, Union County, Pennsylvania, on November 5, 2020, at 9:00 a.m., pursuant to Notice and Federal Rules of Civil Procedure.

RUSSELL J. SCHEINER, RPR, CSR, Notary Public  
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Exhibit  
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A P P E A R A N C E S

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FOR THE DEFENDANT CARMEL CLAY SCHOOLS:

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FOR THE DEFENDANT RED ROOF INN:

Not represented by counsel.

ON BEHALF OF THE WITNESS:

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Noblesville, Indiana 46060

ALSO PRESENT:

Shawn Byroff  
Gabriela Nieves

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1                   J O H N   G O E L Z ,  
2           having been first duly sworn to tell the truth,  
3           the whole truth and nothing but the truth in the  
4           aforementioned matter, testified as follows:

5

6   DIRECT EXAMINATION,

7           QUESTIONS BY MS. LIBERTY L. ROBERTS:

8   Q.   Will you go ahead and state your name for the  
9           record.

10   A.   John Christopher Goelz.

11   Q.   And is it okay if I call you John today?

12   A.   Yes.

13   Q.   All right.   John, have you given a deposition  
14           before?

15   A.   No.   This is the first one.

16   Q.   Even though we're all in different locations, you  
17           are giving testimony under oath for everything to  
18           be written down by a court reporter.   In order to  
19           do that we're going to have to follow some rules  
20           to make sure our transcript is clear.

21           If you will let me finish asking my question  
22           before you start your answer, that's very  
23           helpful.   That way we're not talking over each  
24           other.   And I'll try to do the same for you.  
25           I'll let you finish your answer before I ask my

1 Brian Barnes had taken on. Then he dropped down  
2 to just assisting with that group because he took  
3 a promotion within the club organization, and  
4 starting taking on more responsibility in that  
5 aspect. So he reduced his role amongst the high  
6 school team, but he still had pretty good input  
7 amongst the top two groups.

8 Q. So looking at everyone that is listed there, is  
9 there anybody in that list that would be  
10 considered below you in the hierarchy?

11 A. No. I can say equal to, but not below.

12 Q. And who would be considered equal to?

13 A. As I said, Rhiannon would be close to an equal.  
14 Jon, though he was (inaudible), would have been  
15 close to equal, if you look at the overall aspect  
16 of the club and not just the high school program.  
17 If we're talking just the high school team, then  
18 all of them would have been.

19 Q. I'm sorry. All of them would have been what?

20 A. Above me in the hierarchy.

21 Q. You indicated that you saw a job posting for  
22 Carmel Swim Club when you were still in  
23 Pennsylvania.

24 Had you heard of Carmel Swim Club prior to  
25 seeing that posting?

1 A. I was familiar with who they were. I didn't know  
2 anything about them specifically or personally  
3 other than their reputation, and having seen  
4 their name pop up on other USA Swimming  
5 affiliated results. In terms of overall club  
6 organization I was definitely familiar with them,  
7 just with the various recognitions that USA  
8 Swimming gives out, having that very high  
9 reputation across the country.

10 Q. And what about Carmel High School swim team, did  
11 you know anything of them prior to moving to  
12 Indiana?

13 A. No, I did not.

14 Q. Do you know who Ray Lawrence is?

15 A. Ray Lawrence?

16 Q. Yes.

17 A. The name sounds familiar. But, no, I do not know  
18 that person.

19 Q. Have you ever heard the name Ray Lawrence  
20 connected in any way with Carmel High School swim  
21 team?

22 A. Not to my knowledge. I may have at one point,  
23 but there is nothing that I can tell you about  
24 him or who he was.

25 Q. And do you know who Tony Young is?

1 A. Tony Young I believe was the head of Indiana  
2 swimming, and he used to be a coach for Carmel  
3 well before, long before I had ever gotten there.  
4 But that name does sound familiar. I've never  
5 met him personally.

6 Q. Do you have any information about Tony Young's  
7 time as a coach at Carmel High School swim team?

8 A. No, I do not.

9 Q. What about Ken Stopkotte, do you know him?

10 A. No, I do not.

11 Q. Have you ever heard that name before?

12 A. It vaguely sounds familiar, but I couldn't tell  
13 you anything about who he is or what he does.

14 Q. Do you have any knowledge of any connection  
15 between him and Carmel High School swim team?

16 A. I have no information.

17 Q. What about the name Rick Rice, do you know who  
18 that is?

19 A. No, I do not.

20 Q. And just to clarify for the record, you were born  
21 in 1988; is that right?

22 A. Yes. That's correct.

23 Q. And what year did you move to Indiana again?

24 A. 2015.

25 Q. And you lived in Indiana through 2018; is that

1 right?

2 A. Yes. That's correct.

3 Q. Prior to coming to Indiana had you heard anything  
4 or have any reason to believe that there was a  
5 culture at Carmel Swim Club that allowed for  
6 sexual abuse or rape?

7 A. No, not at all.

8 MR. LITTLE: Objection as to form.

9 MS. ROBERTS: I'm sorry. Just so our record  
10 is clear, we've got Jon Little's objection.

11 Q. John, can you go ahead and state your answer  
12 again?

13 A. No, not at all. I've never heard anything about  
14 that.

15 Q. Prior to coming to Indiana had you heard anything  
16 about Carmel High School's swim team having a  
17 culture of allowing sexual abuse and rape?

18 A. No, I've never heard that.

19 Q. Even after coming to Indiana did you ever hear  
20 anything about the Carmel High School swim team  
21 having a culture of allowing sexual abuse and  
22 rape?

23 MR. LITTLE: Objection.

24 A. No, I had not.

25 Q. In your time with the Carmel High School swim



1 team did you ever become aware of any coach that  
2 had had a sexual relationship with a student  
3 athlete?

4 A. No, I did not.

5 Q. Did you make the decision to apply for work at  
6 Carmel Swim Club based upon the idea that you  
7 thought you would be able to have a sexual  
8 interaction with a swimmer?

9 A. No. Absolutely not.

10 Q. And what about your decision to serve as a  
11 volunteer coach for Carmel High School Swim Club,  
12 was that based upon your belief that you would be  
13 able to have a sexual relationship with a  
14 swimmer?

15 A. No.

16 MS. ROBERTS: All right. I don't have any  
17 other questions for you, John. Thank you.

18 MR. LITTLE: I have a few.

19

20 CROSS-EXAMINATION,

21 QUESTIONS BY MR. JONATHAN LITTLE:

22 Q. Mr. Goelz, besides Gabriela Nieves have you ever  
23 had a sexual relationship with a swimmer?

24 A. No, I have not.

25 Q. Even when you were an athlete?

1 Championships at I. U. P. U. I. Natatorium. The  
2 girls and the boys have separate meets. One is  
3 the second weekend of February, and the other is  
4 the fourth weekend in February. But I was just  
5 in the stands for that. You could only have  
6 three coaches on deck. And with our coaching  
7 staff being much larger than that, the rest of us  
8 had to sit in the stands.

9 MR. LITTLE: All right. I understand. Just  
10 give me one second. Let me take a look at a  
11 couple of things.

12 All right. I don't think I have any other  
13 questions. I appreciate it. Thank you very  
14 much.

15 THE WITNESS: You're welcome.

16 MS. MEYER: I do not have any questions.

17 MS. ROBERTS: And we don't have any  
18 follow-up.

19 MS. MEYER: Counsel, before we sign off --  
20 Libby, I'm sorry. Did you have anything further?

21 (A brief discussion was held off the record  
22 at this time.)

23

24 MS. ROBERTS: The court reporter just wants  
25 to know if you would like signature. I don't

1        have a preference one way or the other.

2 MS. MEYER: We'll waive signature.

3 MR. LITTLE: Mr. Court Reporter, would you  
4 mind sending me a pdf of this? Just a pdf  
5 attached to an email.

6 MS. MEYER: And I do not need a copy. If I  
7 do need one in the future I will let you know.

8

9 AND FURTHER DEPONENT SAITH NOT

10 \_\_\_\_\_  
11 (The reading and signing of the  
deposition were waived by the  
witness and all parties.)

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STATE OF INDIANA     )  
                                      )  
COUNTY OF MARION    )

I, Russell J. Scheiner, RPR, a Notary Public  
in and for said county and state, do hereby certify  
that the deponent herein was by me first duly sworn  
to tell the truth, the whole truth and nothing but  
the truth in the aforementioned matter;

That the foregoing deposition was taken on  
behalf of the Defendant Carmel Clay Schools; that  
said deposition was taken at the time and place  
heretofore mentioned between the hours of 8:00 a.m.  
and 6:00 p.m.;

That said deposition was taken down in  
stenograph notes and afterwards reduced to  
typewriting under my direction; and that the  
typewritten transcript is a true record of the  
testimony given by said deponent, and that the  
reading and signature by the deponent to the  
deposition were waived on behalf of the parties  
plaintiff and defendant by their respective counsel,  
the witness being present and consenting thereto, the  
deposition to be read with the same force and effect  
as if signed by said deponent.

I do further certify that I am a  
disinterested person in this cause of action; that I  
am not a relative of the attorneys for any of the  
parties.

IN WITNESS WHEREOF, I have hereunto set my  
hand and affixed my notarial seal this \_\_\_\_\_ day of  
\_\_\_\_\_, 2020.

\_\_\_\_\_  
RUSSELL J. SCHEINER, RPR, CSR, Notary Public

My Commission expires:  
October 29, 2024